Sup P. IX-4

Previous References

1937
(Negapatam)

File No. 22-37

Serial Nos. 1-2

Letter References.

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. 2

Part B for September 37.

SUBJECT.

Exchange of lands in connection with the grant of land for the const of a Vokkaliga H at Kankesanturai Chavakacheri-Jaffna Taluk

Rec'd Register
" Cover for Part B [illegible]
" Cr [illegible]
" [illegible]
" Rec'd Cr
Two Bdls. of Ms

WD 0418—GPB—122,500—29-8-36

G. R. S. APP. F. III—1] 1937-38

GENERAL AND REVENUE SECRETARIAT.

(Mining)

NOTES.

File No.

FILE HEADING

Exchange, [illegible]

FROM

No	Dated	Received

Diary No. 75	Enclos	Spare copies	Serial No

BRIEF ABSTRACT OF LETTER

NOTES AND ORDERS.

The D.C. Hassan has recommended that the the land required for the Hostel may be first acquired with sanction of Govt and the grant of land in exchange to the temple, considered at the time to be reasonable. The M.C is of opinion that the Land Acq. Act does not apply to the case and that the transaction may be effected by an exchange with Law Section's help, if [illegible]

NOTES—First Sheet

WD 0245—GPB—2,500—23-8 32

) Acquisition of a portion of land belonging to a temple in Kanteru Rayapatna Taluk.

File No. of 193

General Secretariat

It does not seem to possible to acquire 11 cgunlas out of S. No. 28 of Kanteraiapura, belonging to the temple without applying the provisions of the Land Acquisition Regulation, as there is no other method of compelling the owner of a land to sell it. The owner of any land to be acquired is what is referred to above. In this case, the owner is the deity of the temple.

is the owner? W.T.S 4/8

4357.

1. In this case, there is no need to take action under the L.A. Regulation as the temple is a Muzrai institution and the title is also clear. The Value of the land may be received from the Trustees & the land may be made over to them.

The Utopia to the grant of which there is no objection may be granted to the temple after adjusting its cost to the Revenue dept. & it may be converted into Inam giving a suitable yard. The balance that will remain out of the Compensation amount may be credited to the temple funds.

The Asst. Land may advise accordingly

Yours very

5/8/37

A Is this done there any? Please ask Assett and 7.8.37

GENERAL SECRETARIAT
5 AUG. 1937
484

Request for a grant of inam belonging to the temple in Kenkeri agrahara, Channarayapatna Taluk

General and Revenue Secretariat — File No. 22 of 1937. [App. F. III—2

Serial No.

8 The grant of exchange of lands and the fixing of fees thereon are authorised under Rules XIV to XVIII of the Rules under the Land Acqn Regn There have been several cases in which this course has been adopted by Govt. This is no doubt done even in these days. It seems also necessary to keep the land as Inam so that there may be no alienation of land granted to any institution like a temple.

10 AUG. 1937

(Chief Secy)

Genl Secy (with Compts) Yes please consult Asst Secy Law. as suggd

Asst Secy, Law Dept

49 Law BKR (11.8.37)

I do not think it is necessary to invoke the aid of the Land Acquisition Regulation in this case. What is contemplated is an exchange of lands. As provided in section 9 of the Religious and Charitable Institutions Regulation, an alienation or transfer of any Inam land, when authorised by the general or special orders of Govt

NOTE—Contn. Sheet.

WD 0417 - GPB -30,000—8-9-36

Acquisition of a portion of an Inam belonging to a temple in Kantarajapura Chennarayapatna Tk, for the construction of a Vokkaliga Hostel.

File No. 22 of 193 — General and Revenue Secretaria

Serial No.

be perfectly valid.

BRR 27-8-37

Asst Secy Mng. for WS

Genl Secy

GENERAL SECRETARY. 28 AUG. 1937 1289

The ~~portion~~ subject matter in paragraphs 4 & 5 may be applied

OFFICE OF THE FIRST MEMBER ... 613

First Member

Submitted with a draft of the Sanad

TYPING SECTION 6 SEP. 1937 GENL. & REV. SEC.

[113.] No. P.C.545 Pre-inquiry file 35-36

GENL & REV. SECT 75 20 JUL 1937

OFFICE OF THE M[illegible] COMMISSIONER IN MYSO[illegible]

Bangalore, 16th July *193*7

Muz 22-37-1.

FROM

K. V. ANANTARAMAN, ESQ., B A.,

Muzrai Commissioner in Mysore

To

M. Venkatesa Iyengar, Esq., M.A.,

Secretary to the Government of His Highness the Maharaja of Mysore,

General *Department*

GENERAL SECRET 17 JULY 193[illegible]

SIR,

Re. the grant of land in Inam Survey No.28 of Kantarajapura Village, Chennarayapatna Taluk, endowed to Sri Lakshmidevi Temple at the place for the construction of a Vokkaligara Hostel and the grant of land in exchange in S.No.25 of the village.

I have the honor to forward herewith copies of letters No.C.6/36-37, dated 31st August 1936, and 15th June 1937, from the Deputy Commissioner, Hassan District, recommending sanction to the acquisition of 14 guntas of land in Inam S.No.28, belonging to the Sri Lakshmidevi Temple at Kantarajapura, Chennarayapatna Taluk, for the construction of a Vokkaligara Hostel etc., and to state as follows.-

The residents of Kantarajapura village pray that an extent of 14 guntas of land in S.No.28 of the village belonging to Sri Lakshmidevi temple at the place may be granted for the construction of a Vokkaliga Hostel and for laying out a garden etc., and are agreeable to bear the cost of acquisition. It is reported that S.No.28 is an inam endowed to the above temple, measuring 2-10 A. G. and that the Village Panchayet have resolved that in exchange for the portion of land to be given for the proposed Hostel, an equal area in the adjoining S.No.25 may be granted to the temple. The Amildar states in his report No.Acq.1-36 dated 11th August 1936 that, S.No.25 measuring 14 guntas is [illegible] tope, which is not used as such at present, and that the villagers have no objection to the grant of the same to the temple as [illegible]. It is also that the villagers have estimated the value of the land required for the Hostel in S.No.28, at ₹ 50. The Amildar has testified to the correctness of

the above valuation. The value of the land to be given in S.No.25, is estimated at Rs.65 including the value of the trees thereon.

The Deputy Commissioner recommends that the acquisition of the required area may be first sanctioned and the grant of land in exchange to the temple, considered at the time of passing the award. I do not think that the Land Acquisition Regulation will apply, but it is a case of exchange of lands which Government may sanction. I recommend, therefore, that an extent of 14 gunthas in S.No.28 may be granted for the construction of the Hostel etc., the cost thereof being recovered from the petitioners, that the inam tenure thereof be cancelled, and that, an equal area in S.No.25 be given to the temple in exchange as inam

The connected records are forwarded herewith for reference.

I have the honor to be,

Sir,

Your most obedient servant,

Kuzrai Commissioner.

RR

Letter No. C6/36-37 dated 31-8-36 from the Deputy Commissioner, Hassan District, to the Muzrai Commissioner ir Mysore.

Subject:- Acquisition of a portion of S.No.28 of Kantharajapura village, Sravanabelagola Hobli, Chennarayapatna Taluk, required for the construction of Hostel, and laying out a garden etc., at the place.

Adverting to your Official Memorandum No.R.C.545/35-36 dated 16-6-1936, forwarding for report, a petition presented by Nanja pa and other residents of Kantharajapur, Chennarayapatna Taluk, praying for the grant of an extent of 0-14 guntas out of S.No.28 of their village, for the construction of a Vakkaligar Hostel, etc., I have the honor to state as follows.-

2. The Sub Division Officer, Hassan Sub Division, who was asked to submit a detailed report in the matter, has stated that the land required by the villagers for the construction of the hostel and for laying out a garden etc. may be acquired, as they are agreeable to bear the cost of acquisition thereof.

3. It is seen from the corrected records that S. C.28 in question is an inam land endowed to Sri Laks midevi temple at the place and is acres 1C guntas in area. The Village Panchayat have resolved that the exchange of the portion of S.No.28 required for the purpose, an equal area in S. C.25 may be granted to the temple. The villagers have estimated the value of the extent of 44 yds. x 4 yds. i.e., 0-15 guntas approximately, required for the school etc., at Rs.50 and that of S. C.25 (stated to be 0-14 guntas in area at Rs.35, including the value of trees therein being Rs 10.

4. The Amildar has recommended the acquisition of the required area for and the grant of land in exchange, to the temple in question. The Sub Division Officer has stated that the question of granting exchange land to the temple would be considered at the time of passing the award. In these circumstances, I propose that sanction for the acquisition of the land in question may be accorded. The entire file of connected records relating thereto R.O.L.A.R.5/36 dated 17-8-36 from the Sub Division Office, Hassan Division, herewith sent, may kindly be caused to be returned early, so as to enable necessary further action being taken in the matter.

Letter No.C.C/36-37 dated 15-C-37 from the Deputy Commissioner, District, to the Muzrai Commissioner in Mysore.

Subject:- Acquisition of 14 guntas of land in Inam S. No.28 of Kantharajapura village, Sravanabelagola Hobli, Chennarayapatna Taluk, required for the construction of the Hostel building and for garden.

With reference to your letter No.R.C.545/35-36 dated 5-1-1937

above subject, I have the honor to state that the villagers are request for the acquisition of the land in question and are agreeable to bear the cost of acquisition. It is reported by the Amildar that the proposed site is better suited for the construction of a hostel and the Vokkaliga people have come forward to construct the building at a cost of Rs.3,000.

The hostel is not in receipt of any Government grant and is a private institution maintained by the Vokkaligar community.

According to Section 3(30) of General Clauses Regulation Act "public" shall include any class of the public or any community. So the construction of the hostel and laying out of a garden, may be considered as public purposes.

In these circumstances, I propose that sanction for the acquisition of the land in question may be accorded.

The entire file of connected records ending with Memo No.L.A.F.5/36 dated 24-2-37 from the Sub Division Officer, Hassan, is herewith enclosed for reference and return.

"COPIES"

M. N. Brahmaiah

for Muzrai Commissioner.

CE

PROCEEDINGS OF THE [illegible]

Read -

Letter No.R.C.54b/35-36 dated 17th July 1937 from the Inam Commissioner in Mysore, requesting sanction to the grant of 14 gunt of inam land S.No.28 belonging to Sri Lakshmidevi Temple at Kantharajapura, Channarayapatna Taluk for the construction of a Vokkaliga Hostel in that village the cost being recovered from the party concerned and the inam tenure of the land being cancelled.

Order No. 360-4/ Muz 22-37-2 Enclosure No

Dated, Bangalore, 9th September 1937.

The residents of Kantharajapura village are stated to have prayed that an extent of 14 guntas of land in S.No.28 of the village belonging to Sri Lakshmidevi temple in the village may be granted for the construction of a Vokkaliga Hostel and for laying out a garden etc., They have also agreed to bear the cost of acquisition. It is reported that S.No.28 is an inam endowed to the temple referred to above, measuring 2 acres and 10 guntas. The local Village Panchayet have resolved that in exchange for the portion of land to be given for the proposed Hostel, and equal area in the adjoining S.No.25 may be granted to the temple. S.No.25 measuring 14 guntas is reported to be a topo which is not used as such at present and the villagers are said to have no objection to the grant of the same to the temple as inam.

The Muzrai Commissioner recommends that an extent of 14 guntas in S.No.28 may be granted for the construction of the Hostel the cost thereof being recovered from the petitioners and that an equal area in S.No.25 may be given to the temple in exchange as inam.

The recommendation of the Muzrai Commissioner is sanctioned. The cost of the land to be granted in exchange to the temple will be credited to Land Revenue and the balance out of the amount recovered from the petitioners will be credited to the temple funds.

The Revenue Commissioner is requested to take necessary action in consultation with the Superintendent, Revenue Survey for fixing suitable land on the exchange land.

[illegible]

for Secretary to Government

The Comptroller to Government,
The Commissioner for Land Records, Survey & Settlement
The Deputy Commissioner, Hassan District,
The Revenue Commissioner in Mysore.

S. App. F VI—G 2]

SUBJECT .....

.....

.....

Diary. No. of letter replied to.....

General and Revenue Secretariat

( )

the *193* .

Date of issue..... 11 — 9 — 193

Signed by M. S. K. Venkataramana Iyer

May this be—

(i) printed ?

(ii) treated as a standing order ?

(iii) published in the Gazette, English Part ?

(iv) translated ?

(v) placed at the disposal of the press ?

(vi) published in the Gazette, Kannada Part ?

Section Mesc

File No. 22-37

Serial No. 2

Proceedings of the Government of His Highness the Maharaja of Mysore.

Read—

Letter No P.C 545/35-36 dated 17-7-1937 from the M.C in Mysore requesting sanction to the grant of 1¼ guntas of inam land S.No 28 ~~belonging to~~ Sri Lakshmidevi temple at Kanta Gajapura, Channarayapatna Taluk ~~Order thereon. No.~~ for the construction of a Vokkaliar Hostel in the college, the cost being recovered from the party concerned, and the inam tenure of the land being ~~continued~~ and equal area in S.No 2 being given to the temple in exchange as inam.

The Residents of Kantaraj
are stated to have
Village Panchayat passed that an e
of 2½ guntas of land in S. No 28
the Village belonging to Sri Lakshmi
devi temple in the village may be
granted for the construction of a
Vokkaliga Hostel and for laying
out a garden etc. they have
agreed to bear the cost of
acquisition. It is reported that
S. No 28 is an inam land adjoined
to the temple required to above,
measuring
2 acres and 10 guntas. and that
The Village Panchayat have
resolved that in exchange for
the portion of land to be given
for the proposed Hostel, an equal
area in the adjoining S. No 25
may be granted to the Temple.
It is also reported that S. No
25 measuring 14 guntas is a

List of Enclosure

Copied by

Examined by

WD (3602 – GPB—22,500—12-7-35

G. R. S. App. F. G. 3.

GENERAL AND REVENUE SECRETARIAT.

(*Continuation sheet draft form.*)

[illegible] 13 (1)

[illegible] which is not used as such at present and that the Villagers [illegible] have no objection to the grant of the same to the temple as [illegible]. The Deputy Commissioner Hassan has recommended that the acquisition of the area required for the purpose may be dispensed with in the first instance and that the grant of land in exchange to the temple, considered at time of passing the award. The M.C considers that the Land Acquisition Regulation will apply and that this is a case exchange of lands with Govt sanction.

Govt agree with the M.C in the above view. In this case there is no need to take any action under the Land Acqu. Regulation as the temple is a Municipal institution and the [illegible] land

The Mrs. C. recommends that an extent of 1A 0G 20P as in S. No 2 may be granted for the construction of the [illegible] and that the area required from the Municipal limits may be exchanged for an extent of 1A 0G 20P as in S. No 25 [illegible] Municipal limits

The recommendation of the M.C is sanctioned. The cost of the land to be granted in exchange to the temple will be credited to Land Revenue and the balance of the amount required from the Municipality to be credited to the temple funds. The D.C. is requested to take necessary action in the matter and report for information of Govt the exchange effected in the land

WD 03603—G2B—15,000—8-7-35

Value land may be
exchanged from the concerned
parties & the land may
be made over to them
for the construction of the
Hostel etc. The lease to
the grounds which there
is no objection, may be
granted to the temple after
adjusting its cost to the
Pollution Fund and its ~~lease tenure~~ may be
converted
~~Lease granted~~ into ninety nine years
a suitable ford. The
balance that will still remain
out of the compensation amount
may be credited to the temple funds

Under
Land Legislation
Act
1969
The Act will come
into force
Come into force
Date
Hasan
Dc
Re